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OFFICE OF PETITIONS

In re Application of :
Lee, et al. :
Application No. 10/632,475 :
Filed: August 1, 2003 :
Attorney Docket No. N/A :

ON PETITION

This is a decision on the papers styled, "Petition," filed October 7, 2004, which has been treated as a "Petition Under 37 CFR 1.53," requesting that the above-identified application be accorded a filing date of August 1, 2003, including six (6) sheets of drawings.

The application was submitted on August 1, 2003. However, on August 2, 2004, the Office of Initial Patent Examination (OIPE) mailed a "Notice Of Incomplete Nonprovisional Application" that stated the application had not been accorded a filing date, and that the application was deposited without drawings.

In response, on October 7, 2004, the present petition was filed wherein petitioner argues that six (6) sheets of drawings were filed on August 1, 2003. The papers were accompanied by a copy of applicant's postcard receipt that acknowledges receipt of six (6) sheets of drawings on August 1, 2003. A review of the application file indicates the presence of zero (0) sheets of drawings. It is assumed that missing sheets of drawings were misplaced by the Office.

In view of the above, the petition is granted.

The \$130.00 petition will be refunded by treasury check.

This application will be returned to OIPE for further processing with a filing date of August 1, 2003, using the six (6) sheets of drawings, supplied on October 7, 2004.

Telephone inquiries concerning this matter may be directed to the undersigned at (571) 272-3228.



Edward J. Tannouse
Petitions Attorney
Office of Petitions
United States Patent and Trademark Office